[159 ஆம் பக்கத்தில் இனம் 7 (3)க்கான அடிக்குறிப்பைக் காண்க,]

L. A. Bill No. 51 of 1974.

(As passed by the Assembly)

A Bill further to amend the Tamil Nadu Agricultural Lands Record of Tenancy Rights Act, 1969.

BE it enacted by the Legislature of the State of Tamil Nadu in the Twenty-sixth Year of the Republic of India as follows :—

1. *Short title and commencement.*—(1) This Act may be called the Tamil Nadu Agricultural Lands Record of Tenancy Rights (Amendment) Act, 1975.

(2) It shall be deemed to have come into force on the 8th September 1971.

2. *Amendment of section 2, Tamil Nadu Act* 10 *of* 1969.—In section 2 of the Tamil Nadu Agricultural Lands Record of Tenancy Rights Act, 1969 (Tamil Nadu Act 10 of 1969) (herein-after referred to as the principal Act), for clause (8), the following clause shall be substituted, namely :—

"(8) (i) 'tenant' in respect of any area in the State other than the Kanyakumari district—

(*a*) means in relation to any land to which the Tamil Nadu Cultivating Tenants Protection Act, 1955 (Tamil Nadu Act XXV of 1955), applies, a cultivating tenant as defined in clause (*aa*) of section 2 of that Act and includes—

(i) *a mattuvaramdar* referred to in clause (*a*) or clause (*b*) of section 7 of the Tiruchirappalli *Kaiaeruvaram and Mattuvaram* Act, 1958 (Tamil Nadu Act XXXVI of 1958); and

(ii) a possessory mortgagor, who under a tenancy agreement, express or implied, with the possessory mortgagee, contributes his own physical labour or that of any member of his family in the cultivation of the land subject to possessory mortgage; and

(*b*) means in relation to any land to which the Tamil Nadu Public Trust (Regulation of Administration of Agricultural Lands) Act, 1961 (Tamil Nadu Act 57 of 1961), applies, a cultivating tenant as defined in clause (5) of section 2 of that Act

(ii) 'tenant' in respect of any area in the Kanyakumari district—

(*a*) in relation to any land other than the land to which the Tamil Nadu Public Trusts (Regulation of Administration of Agricultural Lands) Act, 1961 (Tamil Nadu Act 57 of 1961) applies—

(i) means a person who contributes his own physical labour or that of any member of his family in the cultivation of any land belonging to another, under a tenancy agreement express or implied; and

(ii) includes—

(*a*) any such person who continues in possession of the land after the determination of the tenancy agreement;

(*b*) the heir of such person, if the heir contributes his own physical labour or that of any member of his family in the cultivation of such land;

(*c*) a sub-tenant if he contributes his own physical labour or that of any member of his family in the cultivation of such land; or

(*d*) any such sub-tenant who continues in possession of the land notwithstanding that the person who sublet the land to such sub-tenant cases to have the right to possession of such land;

(*e*) a possessory mortgagor, who under a tenancy agreement express or implied with the possessory mortgagee, contributes his own physical labour or that of any member of his family in the cultivation of the land subject to possessory mortgage; but

(iii) does not include a mere intermediary or his heir;

(*b*) means in relation to any land to which the Tamil Nadu Public Trusts (Regulation of Administration of Agricultural Lands) Act, 1961 (Tamil Nadu Act 57 of 1961) applies a cultivating tenant as defined in clause (5) of section 2 of that Act."

3. *Validation*—Notwithstanding anything contained in any judgment decree or order of any court or other authority, all acts done and proceedings taken by any officer or authority under the principal Act before the date of publication of this Act in the *Tamil Nadu Government Gazette*, on the basis that the definition of tenant in clause (8) of section 2 of the principal Act as in force immediately before the date of such publication, had included all categories of persons specified in sub-clause (ii) of clause (8) of section 2 of the principal Act as amended by this Act shall, for all purposes be deemed to be and to have always been validly done or taken in accordance with law as if this Act had been in force at all material times when such acts or proceedings were done or taken.